

Jane Linowitz (JL)
Attorney for Plaintiff
Levisohn Berger LLP
61 Broadway, 32nd Floor
New York, New York 10006

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

| |
|-----------------------------|
| Health Mark, Inc. |
| Plaintiff, |
| v |
| Leading Edge Marketing, LLC |
| Defendant, |

**STIPULATION AND ORDER
OF DISMISSAL**

Civil Action No.
07-3524 (JL)

IT IS HEREBY STIPULATED AND AGREED that pursuant to a settlement agreement between the parties and pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, this action is hereby dismissed with prejudice with each party to bear its own costs and fees.

Dated: *January 15, 2008*
New York, New York

Respectfully Submitted:

LEVISOHN BERGER LLP

By: *Jane Linowitz*
Jane Linowitz
Attorney for Plaintiff
61 Broadway, 32nd Floor
New York, New York 10006
Tel: (212) 486-7272
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Respectfully Submitted:

SARGOY, STEIN, ROSEN, SHAPIRO

By: *Harvey Shapiro*
Harvey Shapiro
Attorney for Defendant
1790 Broadway, 14th Floor
New York, New York 10019
Tel: (212) 621-8224
Fax: (212) 581-2755
E-Mail: hshapiro@sargoy.com

SO ORDERED:

U.S.D.J.

Jane Linowitz (JL)
Attorney for Plaintiff
Levisohn Berger LLP
61 Broadway, 32nd Floor
New York, New York 10006

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SOUTHERN DISTRICT OF NEW YORK**

Health Mark, Inc.

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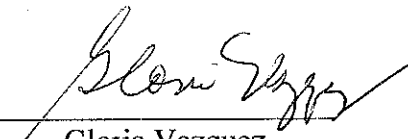
AFFIDAVIT OF SERVICE
BY MAIL

Civil Action No.
07-3524 (JL)

I, Gloria Vazquez, being sworn, say: I am not a party to the action, am over 18 years of age and reside in Bergen County, New Jersey. On January 15, 2008 I served VIA MAIL the STIPULATION AND ORDER OF DISMISSAL dated January 15, 2008 to the following:

Harvey Shapiro, Esq.
SARGOY, STEIN, ROSEN, SHAPIRO
1790 Broadway, 14th Floor
New York, New York 10019

Dated: January 15, 2008


Gloria Vazquez